IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.654 OF 2006

IN

WRIT PETITION NO.1695 OF 1998

Nita Abhay Nerurkar ..Petitioner

Vs.

M.L.Dahanukar College of Commerce and Ors. ..Respondents

Mr.Prashant G.Karande Advocate for Petitioner
Mr.B.V.Fadnis Advocate for Respondent No.2
Mr.R.J.Mane AGP for Respondent-State

CORAM: DR.S.RADHAKRISHNAN AND SMT.V.K.TAHILRAMANI,JJ.

DATE : NOVEMBER 30, 2006

P.C.

1. Heard the learned counsel for the Petitioners, the learned counsel for Respondent No.2 and learned A.G.P. for Respondent No.3. Perused the affidavit in support of Notice of Motion. Petitioners are seeking recall of our order dated 9.11.2006 whereby the above petition was dismissed for default. For the reasons stated in the affidavit in support of Notice of Motion, sufficient cause has been made

out. There is no case of inaction, negligence or want of bonafide. Hence, Notice of Motion is made absolute in terms of prayer clause (a).

2. Place the above Writ Petition for final hearing on 11.12.2006.

[DR.S.RADHAKRISHNAN, J.]

[SMT.V.K.TAHILRAMANI,J.]